

# **Exhibit 10**

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REPLY TO:

Cranford

## DUGHI AND HEWIT

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January 15, 1998

### SENT VIA FEDERAL EXPRESS

Amelia M. Wagner, Esq.  
Assistant Regional Counsel  
Office of Regional Counsel  
U.S. Environmental Protection Agency  
Region II  
290 Broadway, 17th Floor  
New York, New York 10007-1866

Re: Congoleum Corporation -- Diamond Alkali  
Superfund Site  
Our File No.: 6378

Dear Ms. Wagner:

Enclosed please find two copies of the Response of Congoleum Corporation to the Request for Information regarding the Diamond Alkali Superfund Site and Passaic River Study Area, both containing original signature pages.

If you have any questions or require any additional information, please do not hesitate to call. Once again, I want to thank you for your courtesies in extending the time for Congoleum Corporation to submit the within Response to the Request for Information.

Sincerely yours,

DUGHI AND HEWIT



Russell L. Hewit

A113RLH  
Enc.

CONGOLEUM - 051120

CONG\_0005990

CERTIFICATION OF ANSWERS TO REQUEST FOR INFORMATION

State of Pennsylvania :

County of Delaware :

I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document (response to EPA Request for Information) and all documents submitted herewith, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate, and complete, and that all documents submitted herewith are complete and authentic unless otherwise indicated. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment. I am also aware that my company is under a continuing obligation to supplement its response to EPA's Request for Information if any additional information relevant to the matters addressed in EPA's Request for Information or the company's response thereto should become known or available to the company.

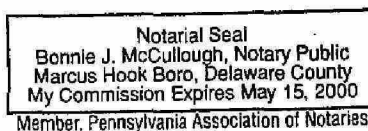
Robert G. Rucker  
NAME (print or type)

Director of Environmental Affairs  
TITLE (print or type)

Robert G. Rucker  
SIGNATURE

Sworn to before me this 12<sup>th</sup>  
day of January, 1998

Bonnie J. McCullough  
Notary Public



CONGOLEUM - 051121

CONG\_0005991

RESPONSE OF CONGOLEUM CORPORATION  
TO  
REQUEST FOR INFORMATION  
OF THE  
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGARDING  
DIAMOND ALKALI SUPERFUND SITE AND PASSAIC RIVER STUDY AREA

EPA INTRODUCTION

The United States Environmental Protection Agency ("EPA") is investigating the release of hazardous substances into the Passaic River. EPA has information indicating that hazardous substances from your facility formerly located at 195 Belgrove Drive in Kearny, New Jersey, may have been discharged into the Passaic River.

Please provide the information requested below, including copies of all available documentation that supports your answers.

CONGOLEUM INTRODUCTION

EPA has served a Request for Information concerning possible discharges of allegedly hazardous substances from a facility formerly owned and operated by Congoleum Corporation (or its predecessors) ("Congoleum"), which facility was formerly located at 195 Belgrove Drive, Kearny, New Jersey ("Kearny Facility").

Congoleum has owned and operated, and continues to own and operate, multiple facilities in multiple, different states. Congoleum interprets EPA's Request for Information to be limited solely to Congoleum's former Kearny Facility and, accordingly, has so limited its responses to the Request for Information.

Predecessors of Congoleum owned and operated a flooring manufacturing facility in Kearny, New Jersey from the late 1880s to the early or mid 1970s, and maintained administrative offices and a small laboratory at the site into the mid 1980s. Congoleum has been purchased, sold and reorganized through mergers and/or acquisitions with different companies on several occasions. Unfortunately, there are no current Congoleum employees with personal knowledge concerning the manufacturing operations of the former Kearny Facility, and Congoleum's responses to the Request

6378RESP